



SCHWABE, WILLIAMSON & WYATT
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File Number:	109927/130487		
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PAGE 1/12 * RCVD AT 7/5/2005 2:48:43 PM [Eastern Daylight Time] * SVR:USPTO-EFXRF-1/0 * DNIS:8729306 * CSID:2062920460 * DURATION (mm:ss):10:00

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Attorney's Docket No.: TD9932-130482

Application No.: 09/154,478

Title: SECONDARY DATA ENCODED ALONG WITH ORIGINAL DATA FOR GENERATING RESPONSES TO REQUESTS FROM WIRELESS DEVICES

Client: Action Engine Corporation

Date Mailed: 11/15/04

Atty/Sec: _____ Filing Date: April 16, 2001

Inventor(s): Brian C. Roundtree

The following items have been transmitted to the U.S. Patent & Trademark Office on the date stamped herein:

<input type="checkbox"/> Amendment/Response (<u>1 pg.</u>)	<input type="checkbox"/> Attn Disc. Stmt./Form PTO-1440 (<u>1 pg.</u>)
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<input checked="" type="checkbox"/> Assignment and Cover Sheet (<u>1 pg.</u>)	<input type="checkbox"/> Preliminary Amendment (<u>1 pg.</u>)
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<input type="checkbox"/> Direct. Date. & Invr. Signed Ltr. (<u>1 pg.</u>)	<input type="checkbox"/> Status Inquiry (<u>1 pg.</u>)
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NOV 13 2002
U.S. TRADEMARK OFFICE

IPG Ref. No.: 41037-1016

Filed: 04/16/01

For: **SECONDARY DATA ENCODED
ALONG WITH ORIGINAL DATA
FOR GENERATING RESPONSES
TO REQUESTS FROM WIRELESS
DEVICES**

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Typed or Printed: Christine MurdieSignature: Christine Murdie

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Sir:

Applicants hereby notify the Commissioner that they are no longer entitled to claim small entity status for the above-referenced patent application. Accordingly, Applicants hereby formally withdraw such claim. Applicants further note that the 1 mo. extension of time fee for the response as filed on 8/25/04 was inadvertently paid at the small entity rate of \$56. Accordingly, applicants enclose a check in the amount of \$65 to meet the current large entity extension of time fee of \$120.

The Commissioner is hereby authorized to charge any shortages or credit any overpayment to Deposit Account No. 500393. Should anything further be required, please contact the undersigned.

Respectfully submitted,
SCHWABE, WILLIAMSON & WYATT, P.C.

Aloysius AuYeungAloysius AuYeung
Registration No. 35,432

DIVISION

12/22/2004 DALLAS 00000019 09824649
01 FC12251 Dated: December 10, 2004
02 FC-9938

Pacwest Center, Suites 1800-1900
1211 SW Fifth Avenue
Portland, Oregon 97204
Telephone: 503-222-9981

2004 DEC 21 AM 3:31

37

Attorney's Docket No.: <u>109927-134460</u>	Initials: <u>ATA/cohyls</u>
Application No.: <u>09/703,608</u>	Filing Date: _____
Title: <u>SECONDARY DATA ENCODED ALONG WITH BASED ORIGINAL DATA FOR GENERATING RESPONSES TO REQUESTS FROM WIRELESS DEVICES</u>	
Client: <u>Action Engine Corp</u>	Inventor(s): <u>Meyer et al.</u>
Date Mailed: <u>10-15-04</u>	Docket Date: _____
The following items have been received in the U.S. Patent & Trademark Office as the date stamped hereto:	
<input type="checkbox"/> Amendment/Response (<u>1 pg.</u>)	<input type="checkbox"/> Info. Cito. Stmt. & List of References(s) (<u>1 pg.</u>)
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<input checked="" type="checkbox"/> Certificate of Mailing Check No: <u>102-002</u> Amount: <u>\$5.00</u>	<input type="checkbox"/> Preliminary Amendment (<u>1 pg.</u>)
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IPG No. F016

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INTELLECTUAL PROPERTY DEPARTMENT
370 SEVENTEENTH STREET
SUITE 4700
DENVER CO 80202-5647

In re Application of
 Meyer et al
 Application No. 09/834,649
 Filed: April 16, 2001
 Attorney Docket No. 12084

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OFFICE OF PETITIONS**NOTICE**

This is a notice regarding your request for acceptance of a fee deficiency submission under 37 CFR 1.28. On September 1, 1998, the Court of Appeals for the Federal Circuit held that 37 CFR 1.28(c) is the sole provision governing the time for correction of the erroneous payment of the issue fee as a small entity. See DX Technology v. Synergystex International, Inc., 154 F.3d 1339, 47 USPQ2d 1865 (Fed. Cir. Sept. 1, 1998).

The Office no longer investigates or rejects original or reissue applications under 37 CFR 1.56, 1998 Off. Gaz. Pat. Office 502 (January 3, 1989). Therefore, nothing in this Notice is intended to imply that an investigation was done.

Your fee deficiency submission under 37 CFR 1.28 is hereby ACCEPTED.

This application no longer qualifies for small entity status. Accordingly, all future fees must be paid at the large entity rate.

There is no indication that the person signing the instant notification was ever given a power of attorney or authorization of agent to prosecute the above-identified application. If the person signing the instant petition desires to receive future correspondence regarding this application, the appropriate power of attorney or authorization of agent must be submitted. While a courtesy copy of this decision is being mailed to the person signing the instant petition, all future correspondence will be directed to the address currently of record until such time as appropriate instructions are received to the contrary.

Application No. 09/834,649

-2-

Inquiries related to this communication should be directed to the undersigned at (571) 272-3208.

Karen Creasy
 Karen Creasy
 Petitions Examiner
 Office of Petitions
 Office of the Deputy Commissioner
 for Patent Examination Policy

cc:

SCHWABE, WILLIAMSON & WYATT, P.C.
 PACWEST CENTER, SUITES 1600-1900
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Total Number of Pages in This Submission	4
Attorney/Lawyer Number: 109927-130487	

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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Aloysius T.C. AuYeung, Reg. No. 33,432 SCHWABE, WILLIAMSON & WYATT, PC.
Signature	
Date	11/5/05

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Typed or printed name	Michelle J. Turner	Date
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Attorney's Docket No. 112076-130487

DIVISION Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Patent Application of:

Meyer et al.

Application No.: 09/834,649

Filed: 04/16/01

For: **SECONDARY DATA ENCODED
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Examiner: Rampuria, Sharad K. 21 Pil 3:30
Art Unit: 2683

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Sir:

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Respectfully submitted,
SCHWABE, WILLIAMSON & WYATT, P.C.

Aloysius AuYeung
Aloysius AuYeung
Registration No. 35,432

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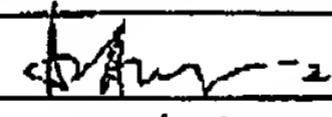
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		Application Number	09/834,849
		Filing Date	April 16, 2001
		First Named Inventor	Brian C. Roundtree
		Group Art Unit	2632
		Examiner Name	Not yet assigned
Total Number of Pages in This Submission	4	Attorney Docket Number	109927-130487

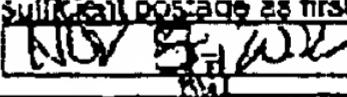
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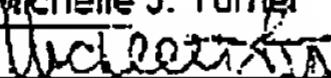
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Name or Individual name	Aloysius T.C. AuYeung, Reg. No. 35,432 SCHWADE, WILLIAMSON & WYATT, PC.
Signature	
Date	7/5/05

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